

AMENDMENTS TO THE ABSTRACT OF THE DISCLOSURE

Please amend the Abstract by rewriting same to read as follows.

~~A recording and reproducing apparatus and a recording and reproducing method capable of making correspond to original data without recording repeated data are provided.~~ The recording and reproducing apparatus includes: a reproducing element [[2]] for reproducing main data and TOC data for managing the main data that are recorded in a CD [[1]]; a recording and reproducing element [[7]] for recording in and reproducing from an HDD [[9]] the main data reproduced from the CD 1 and ~~PBLIST-11~~ a playback list for managing the main data; an end detection element [[4]] for detecting an end of each track of the main data; a complete reproducing detection element [[3]] for detecting that a track has been reproduced completely; a renewal element [[8]] for renewing ~~PBLIST-11~~ the playback list to be recorded in the HDD [[9]] based on detecting results from the end detection element [[4]] and the complete reproducing detection element [[3,]]; and a generating element [[5]] for controlling recording the main data in the HDD [[9]] based on ~~PBLIST-11~~ the playback list and controlling the renewal element [[8]] so as to renew ~~PBLIST-11~~ the playback list when the main data is recorded in the HDD [[9]].